

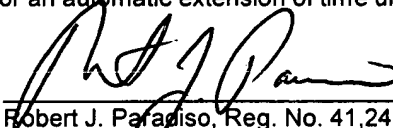
Mail Stop: PCT  
COMMISSIONER FOR PATENTS  
P.O. Box 1450  
Alexandria, VA 22313-1450

In re application of: **Manfred STUTE, et al.**  
Application No.: 10/538,732  
Filed: June 13, 2005  
For: **DEVICE FOR SUPPLYING AIR TO FUEL CELLS**

Sir:

Transmitted herewith is a **Response to Notification of Missing Requirements (1 page)** in the above-identified application.

- [X] Also transmitted herewith are:  
[ ] Petition for extension under 37 C.F.R. 1.136  
[X] Other: **Copy of Notification of Missing Requirements (2 pages); Copy of signed Declaration / Power of Attorney (1 page); Supplemental Information Disclosure Statement with form PTO-1449 (3 pages) and copies of cited references including translation of International Preliminary Examination Report of PCT/DE2003/004042 (4 pages)**
- [X] Check(s) in the amount of **\$130.00** is/are attached to cover:  
[ ] Filing fee for additional claims under 37 C.F.R. 1.16  
[ ] Petition fee for extension under 37 C.F.R. 1.136  
[X] Other: **Declaration Surcharge under 37 C.F.R. §1.492(h)**
- [X] The Assistant Commissioner is hereby authorized to charge payment of the following fees associated with this communication or credit any overpayment to Deposit Account No. 50-0552.
- [X] Any filing fee under 37 C.F.R. 1.16 for the presentation of additional claims which are not paid by check submitted herewith.
- [X] Any patent application processing fees under 37 C.F.R. 1.17.
- [X] Any petition fees for extension under 37 C.F.R. 1.136 which are not paid by check submitted herewith, and it is hereby requested that this be a petition for an automatic extension of time under 37 CFR 1.136.

  
Robert J. Pafadiso, Reg. No. 41,240  
(signing for William C. Gehris, Reg. No. 38,156)  
DAVIDSON, DAVIDSON & KAPPEL, LLC  
485 Seventh Avenue, 14<sup>th</sup> Floor  
New York, New York 10018  
Tel: (212) 736-1940  
Fax: (212) 736-2427

I hereby certify that the documents referred to as attached therein and/or fee are being deposited with the United States Postal Service as "first class mail" with sufficient postage in an envelope addressed to "Mail Stop: PCT, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450" on January 4, 2006.

DAVIDSON, DAVIDSON & KAPPEL, LLC

BY: 

Oliver Platz

Rec'd PCTO

6 JAN 2006

510.1144

#5

**IN THE UNITED STATES PATENT & TRADEMARK OFFICE**

Re: Application of: **Manfred STUTE, et al.**

Serial No.: 10/538,732

Filed: June 13, 2005

For: DEVICE FOR SUPPLYING AIR TO FUEL CELLS

Mail Stop: PCT  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

January 4, 2006

**RESPONSE TO NOTIFICATION OF MISSING REQUIREMENTS**

Sir:

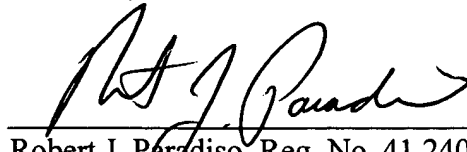
In response to the Notification of Missing Requirements, dated December 8, 2005, a copy of which is enclosed, please find a copy (1 page) of an executed Declaration/Power of Attorney form signed by the inventors, and a check in the amount of \$130.00 covering the filing surcharge.

If any additional fees are deemed to be due at this time, the Assistant Commissioner is authorized to charge payment of the same to Deposit Account No. 50-0552.

Respectfully submitted,

DAVIDSON, DAVIDSON & KAPPEL, LLC

By



Robert J. Paradiso, Reg. No. 41,240  
(signing for William C. Gehris, Reg. No. 38,156)

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01/09/2006 MKAYPAGH 00000089 10538732

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## UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE  
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Address: COMMISSIONER FOR PATENTS  
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www.uspto.gov

U.S. APPLICATION NUMBER NO.	FIRST NAMED APPLICANT	ATTY. DOCKET NO.
10/538,732	Manfred Stute	510.1144

INTERNATIONAL APPLICATION NO.	
PCT/DE03/04042	
I.A. FILING DATE	PRIORITY DATE
12/09/2003	12/12/2002

Davidson Davidson & Kappel  
485 Seventh Avenue  
14th Floor  
New York, NY 10018

**RECEIVED**

DEC 16 2005

DAVIDSON, DAVIDSON & KAPPEL

CONFIRMATION NO. 6742

371 FORMALITIES LETTER



\*OC000000017601605\*

Date Mailed: 12/08/2005

### NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)

The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as a Designated / Elected Office (37 CFR 1.495).

- Copy of the International Application filed on 06/13/2005
- English Translation of the IA filed on 06/13/2005
- Copy of the International Search Report filed on 06/13/2005
- Preliminary Amendments filed on 06/13/2005
- Information Disclosure Statements filed on 06/13/2005
- U.S. Basic National Fees filed on 06/13/2005
- Priority Documents filed on 06/13/2005

*Handwritten notes:*  
Ipm 12/16/05  
(M) 7/8/06 Missing Parts (Deadline)  
(M) 2/8/06 Missing Parts (Due Date)  
(M) 1/8/06 Missing - Reminder WCG/CSK/TPC/OP

The applicant needs to satisfy supplemental fees problems indicated below.

The following items **MUST** be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

- Oath or declaration of the inventors, in compliance with 37 CFR 1.497(a) and (b), identifying the application by the International application number and international filing date.
- To avoid abandonment, a surcharge (for late submission of filing fee, search fee, examination fee or oath or declaration) as set forth in 37 CFR 1.492(h) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.

#### SUMMARY OF FEES DUE:

Total additional fees required for this application is \$130 for a Large Entity:

- \$130 Surcharge.

ALL OF THE ITEMS SET FORTH ABOVE MUST BE SUBMITTED WITHIN TWO (2) MONTHS FROM THE DATE OF THIS NOTICE OR BY 32 MONTHS FROM THE PRIORITY DATE FOR THE APPLICATION, WHICHEVER IS LATER. FAILURE TO PROPERLY RESPOND WILL RESULT IN ABANDONMENT.

The time period set above may be extended by filing a petition and fee for extension of time under the provisions of 37 CFR 1.136(a).

Applicant is reminded that any communications to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above (37 CFR 1.5)

*A copy of this notice **MUST** be returned with the response.*

SHELBY J VIGIL

Telephone: (703) 308-9140 EXT 224

PART 1 - ATTORNEY/APPLICANT COPY

U.S. APPLICATION NUMBER NO.	INTERNATIONAL APPLICATION NO.	ATTY. DOCKET NO.
10/538,732	PCT/DE03/04042	810.1144

FORM PCT/DO/EO/905 (371 Formalities Notice)